



California Regional Water Quality Control Board

San Diego Region



Gray Davis
Governor

Winston H. Hickox
Secretary for
Environmental
Protection

Internet Address: <http://www.swrcb.ca.gov/~rwqcb9>
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Phone (858) 467-2952 • FAX (858) 571-6972

November 29, 1999

Document 4

Mr. Ernest Moretti
PO Box 2078
Borrego Springs, CA 92004

Dear Mr. Moretti:

**RE: SITE ASSESSMENT WORKPLAN-ADDENDUM, FORMER SANTA YSABEL
CHEVRON, 30350 HIGHWAY 78, SANTA YSABEL**

The San Diego Regional Water Quality Control Board (RWQCB) has received the above referenced workplan, Phase II Soil and Groundwater Investigation, dated October 27, 1999. This workplan provides for a phased subsurface investigation to determine the source, nature and extent of the underground storage tank (UST) release at your site. The RWQCB conditionally approves this workplan with the following modifications:

- 1) The workplan indicates that characterization of the shallow geology identified in the UST excavation would be provided in the final report. Please provide post-tank removal investigation report by **December 5, 1999** for the UST removed October 5, 1999. ✓ 12/3/99
- 2) Rationale provided does not support the installation of groundwater monitoring well (D1). Therefore, the RWQCB does not support the installation of monitoring well (D1) at this time.
- 3) In order to clarify the intent of the workplan's data collection sequence Mr. Walsh of my staff discussed this and other workplan issues with Mr. Donan by telephone on November 23, 1999. Based on that telephone conversation it was concluded that all off-site domestic and monitoring wells located adjacent to proposed shallow wells should be evaluated (i.e. gauged, and sampled). The evaluation should include collection of all available data on well design/installation, prior to the installation of new monitoring wells.

Please implement this workplan, pursuant to Cleanup and Abatement Order 99-26, within thirty days of this approval. The complete soil and groundwater investigation report must be submitted by February 24, 2000. The RWQCB is given authority under the California Water Code (CWC) to require submission of information, direct action, establish regulations, levy penalties and/or bring legal action when necessary to protect water quality. Pursuant to CWC Section 13267, you are ordered to provide the RWQCB with a post-tank removal investigation report and the soil and groundwater investigation report no later than the dates specified above. Failure to

California Environmental Protection Agency

Mr. Ernest Moretti
Addendum-Site Assessment Workplan

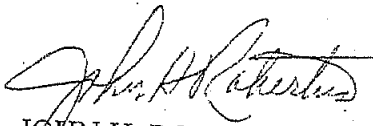
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submit the requested reports indicated above may result in the RWQCB issuing an administrative civil liability to you in the amount up to \$1,000 for each day of the violation (CWC Section 13268).

If you have any questions regarding this letter or other site investigation issues please contact Mr. Corey Walsh at (858) 467-2980.

Sincerely,



JOHN H. ROBERTUS
Executive Officer
San Diego Regional Water Quality Control Board

JHR:jpa:cmw

ust/Stysabel/wkpl.doc

FILE: 9UT3537

cc: Mr. Anderson Donan
Donan Environmental Services, Inc.
770 Sycamore Avenue, Suite J447
Vista CA 92083

REGULATORY HISTORY

Item	Date	Description	Due Date	Ref. Doc.
1	7/27/89	Violation - Discharge of waste to waters of the state – unauthorized release from a UST system.		a
2	10/28/86	Directive requiring sampling and testing of well water.	11/10/86	b
3	1/8/87	Violation – Failure to submit water sample results per item 2.	1/15/87	c
4	6/12/97	Violation - Discharge of waste to waters of the state – unauthorized release from a UST system.		d
5	10/16/97	Notice of Corrective Action Responsibility.		e
6	12/17/97	Directive to submit an adequate workplan.	2/16/98	f
7	2/25/98	Violation – Workplan, per item 6, received nine days late.		
8	3/24/98	Directive to commence soil and groundwater investigation, and submit report.	6/30/98	g
9	5/28/98	Letter extending deadline for soil and groundwater report per item 8.	7/31/98	h
10	7/28/98	Verbal reminder to start investigation, per item 8, ASAP.		i
11	10/28/98	Verbal reminder to issue report, per item 8. Report, per consultant, to be submitted by 11/9/98.		j
12	2/23/99	Verbal reminder of late report. Consultant to submit report by 3/5/99.		j
13	2/23/99	Violation – Failure to submit soil and groundwater report, per item 8, and notification of non-compliance.		k
14	3/16/99	Report, per items 8, received 197 days late.		
15	9/15/99	<i>Cleanup and Abatement Order 99-26 included:</i>		l
		Submit Workplan for Soil and Groundwater Investigation	10/30/99	
		Submit Corrective Action Plan	5/30/00	
16	10/5/99	Violation - Discharge of waste to waters of the state – unauthorized release from a UST system.		m
17	11/29/99	<i>Water Code Section 13267 Order to</i>		n
		Implement workplan	12/29/99	
		Submit complete soil and groundwater report	2/24/00	
18	2/22/00	Verbal notification of violation of CAO item 3, and potential violation if report, per item 17, is not received by 2/24/00.		o

Item	Date	Description	Due Date	Ref. Doc.
19	3/23/00	Notice of Violation No. 2000-52 – Failure to implement workplan and submit soil and groundwater report per item 17.		p
20	5/1/00	Verbal contact regarding the status of the site investigation per item 17.		q
21	11/22/00	Verbal contact regarding the status of the site investigation per item 17.		r
22	11/27/00	Directive to submit workplan addendum.	12/11/00	s
23	12/13/00	Violation – Workplan addendum, per item 22, received two days late.		
24	3/30/01	Verbal contact regarding the status of the site investigation per item 17.		t
25	7/27/01	Meeting to discuss compliance issues and notice given that the Regional Board will issue ACLs for non-compliance with orders.		u
26	8/8/01	Reminder of late reports and non-compliance.		v
27	11/6/02	Notice of Violation No. 2001-331 – Failure to submit quarterly groundwater monitoring report.		w
28	11/9/01	Verbal reminder to comply with enforceable dates.		x
29	11/30/01	Notice of Violation – Failure to submit Corrective Action Plan per item 15, and reminder of failure to submit report per item 17.		y
30	11/30/01	Addendum 1 to CAO 99-26		z
		Submit domestic well groundwater sampling plan	12/31/01	
		Submit workplan to install replacement wells	1/7/02	
		Submit technical report of replacement well installation	4/15/02	
31	12/4/01	Verbal reminder of non-compliance with 13267 Order.		aa
32	1/11/02	Verbal reminder of non-compliance with 13267 Order.		bb
33	2/1/02	Notification of submittal of inadequate technical report and non-compliance with 13267 Order and CAO.		cc
34	2/11/02	Complaint No. RB9-2002-0053 – Failure to submit technical report per item 17.		dd